

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

SHIGE TAKIGUCHI, et al.,
individually and on behalf of all
others similarly situated,

Plaintiffs,

vs.

MRI INTERNATIONAL, INC.,
EDWIN J. FUJINAGA, JUNZO
SUZUKI, PAUL MUSASHI SUZUKI,
LVT, INC., dba STERLING ESCROW,
and DOES 1-500,

Defendants.

2:13-cv-01183-HDM-VCF

**ORDER FOR PREPARATION
OF JURY INSTRUCTIONS**

All proposed jury instructions are required to be filed and served by **Friday, January 20,**

2017. Jury instructions are to be submitted in the following format:

(a) The parties shall jointly submit one set of agreed upon instructions. To accomplish this, the parties shall serve their proposed instructions on each other two (2) weeks prior to the trial. The parties shall then meet, confer, and submit to the Court one complete set of agreed instructions.

(b) If the parties cannot agree upon one complete set of instructions, they shall submit one set of those instructions that have been agreed upon, and each party shall submit a supplemental set of instructions which are not agreed upon.

(c) These joint instructions and supplemental instructions shall be filed five (5) days prior to the trial. Each party shall then file, two (2) days before trial, any objections to the non-agreed upon instructions proposed by the other party. All objections shall be in writing and shall set forth the proposed instruction objected to in its entirety. The objection should then specifically set forth the objectionable material in the proposed instruction. The objection shall contain citation to authority explaining why the instruction is improper and a concise statement of argument concerning the instruction. Where applicable, the objecting party shall submit an alternative instruction.

1 (d) The parties shall submit the proposed joint set of instructions and
2 proposed supplemental instructions in the following format:

3 (i) there must be two (2) copies of each instruction;

4 (ii) the first copy shall indicate the number of the proposed instruction
and the authority supporting each instruction; and

5 (iii) the second copy shall contain only the proposed instruction –
6 there should be no other marks or writings on the second copy except for the word
“Instruction # _____” in the bottom margin.

7 (e) On the day of trial, the parties may submit a concise argument supporting
8 the appropriateness of each party’s proposed instructions to which the other party
objected.

9 (f) All instructions should be short, concise, understandable, and neutral
10 statements of law. Argumentative or formal instructions are improper, will not be
given, and should not be submitted.

11 (g) Parties should also note that any modifications of instructions from
12 statutory authority, Devitt and Blackmar, Ninth Circuit Manual of Model Jury
Instructions, or any other form instructions, must specifically state the modification
13 made to the original form instruction and the authority supporting the modification.

14 (h) Failure to comply with any of the above instructions may subject the
noncomplying party and/or counsel to sanctions.

15 (i) Using WordPerfect or Word software, counsel shall submit to the Court
16 proposed jury instructions without citations: one document containing the joint jury
instructions, one document for the plaintiffs’ proposed instructions, and one
17 document for the defendants’ proposed instructions. Proposed jury instructions shall
be submitted via email and addressed to paris_rich@nvd.uscourts.gov.

18 The Court further orders the Clerk to serve copies of this Order on all parties.

19 The date of the Clerk's file mark shall constitute the date of this Order.

20 **IT IS SO ORDERED.**

21
22 /s/
23 HOWARD D. McKIBBEN
24 SENIOR U.S. DISTRICT JUDGE
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